

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BARRENECHE, INC., DOVE HILL TRUST,
FAIRFIELD GREENWICH CAPITAL
PARTNERS, FG INVESTORS LTD., FORTUNA
ASSET MANAGEMENT INC.,
INVERCOUNSEL, S.L., INVERCOUNSEL USA
LLC, SELECTA FINANCIAL CORPORATION
INC., and SHARE MANAGEMENT,

Defendants.

Adv. Pro. No. 12-01702 (SMB)

CERTIFICATION TO COURT OF APPEALS BY ALL PARTIES TO APPEAL¹

A notice of appeal having been filed in the above-styled matter on March 16, 2017 (ECF No. 97), Irving H. Picard (the “Trustee”), as trustee of the substantively consolidated liquidation proceeding of Bernard L. Madoff Investment Securities LLC (“BLMIS”), under the Securities Investor Protection Act (“SIPA”), 15 U.S.C. §§ 78aaa, *et seq.*, and the estate of Bernard L.

¹ This certification complies with Official Bankruptcy Form 424.

Madoff, individually, and Barreneche, Inc., Dove Hill Trust, Fairfield Greenwich Capital Partners, FG Investors Ltd., Fortuna Asset Management Inc., Selecta Financial Corporation Inc., and Share Management, who are the appellants and all the appellees, respectively, hereby certify to the court under 28 U.S.C. § 158(d)(2)(A) that a circumstance specified in 28 U.S.C. § 158(d)(2) exists as stated below.

Leave to appeal in this matter:

- ☐ is required under 28 U.S.C. § 158(a)
☒ is not required under 28 U.S.C. § 158(a)

This certification arises in an appeal from a final judgment, order, or decree of the United States Bankruptcy Court for the Southern District of New York entered on March 10, 2017 (ECF No. 96).

An immediate appeal from the judgment, order, or decree may materially advance the progress of the case or proceeding in which the appeal is taken. *See* 28 U.S.C. § 158(d)(2)(A)(iii).

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SIGNED: April 4, 2017
New York, New York

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SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate of
Bernard L. Madoff*

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Corporation Inc., and Share Management LLC*